

5.20.110 – Conditions and Restrictions of Licenses

1. **Supervision.** A licensee of a licensed massage establishment shall have the premises supervised at all times when open for business. Any business rendering massage services shall have at least one person who is a licensed massage therapist on the premises at all times while the establishment is open. The licensee shall personally supervise the business, or shall delegate such supervisory responsibility to a manager whose name is listed on the massage business license and shall not violate, or permit others to violate, any applicable provisions of the chapter. The violation of any provision of this chapter by any agent or employee of the licensee shall constitute a violation by the licensee. This requirement does not apply to premises in which massage services are performed by a licensed massage therapist by appointment only.
2. **Sanitary conditions.** Every portion of the massage establishment, including appliances and apparatus, shall be kept clean and operated in a sanitary condition as required by 5.20.070.
3. **Price rates.** Price rates for all services shall be prominently posted on a framed placard no small than 8" x 10" in the reception area in a location visible and available to all prospective customers. This placard must also state the following: "No services other than those listed shall be provided for any compensation whatsoever. There shall be no bargaining or solicitation for services between patrons, massage therapists, or employees."
4. **Employee dress code.** All employees, including massage therapists, shall be clean, and wear clean, nontransparent outer garments, covering at least the entire torso and the sexual and genital areas as defined within.
5. **Separate license for each premises.** Licenses shall apply only to the premises described in the application, and the license issued thereon, and only one location shall be so described in each license.
6. **Transfer of license.** A license shall be a purely personal privilege, effective for a period not to exceed one year after issuance unless sooner revoked as provided in this chapter, and shall not constitute property. No massage business license is transferrable, separate or divisible, and such authority as license confers shall be conferred only on the licensee named therein.
7. **Minors prohibited.** No establishment or person licensed under the provisions of this chapter shall permit any person under the age of 18 to come or remain on the premises of any massage establishment to include massage therapists, employees and patrons. Persons under the age of 18 may patronize the establishment only with the presence of their parent or legal guardian.
8. **Alcoholic beverages prohibited.** No person shall sell, give, dispense, provide, keep or consume, or cause to be sold, given dispensed, provided, kept or consumed, any alcoholic beverage on the premises of any massage establishment.
9. **Solicitations prohibited.** No massage establishment shall place, publish or distribute, or cause to be placed, published or distributed, any advertisement, picture, or statement which is known to be false, deceptive or misleading in order to induce any person to purchase or utilize any massage services.
10. **Hours of operation.** No portion of any business premises used in any way for or by a massage establishment shall be kept open for any purpose between the hours of 10:00 p.m. and 6:00 a.m. of the following day.
11. **Inspections.** The Local Liquor Control Commissioner or his or her authorized representative shall from time to time make inspection of each massage establishment for the purposes of determining that the provisions of this chapter are fully complied with. It shall be unlawful for any licensee to fail to allow any such inspection officer access to the premises or hinder such officer in any manner.
12. **No person shall reside in any portion of the licensed premises.**
13. **Public Access.** Every massage establishment that operates on the first floor of a building with direct access from outside the building shall separate the area of the premises in which massages are performed from a public reception and/or waiting room area, and the public entrance to the establishment shall be open and unlocked during all of the hours that massage services are offered, open or advertised to be open to the public. This requirement does not apply to premises in which massage services are performed by appointment only in:
 1. Single offices that are rented on second stories; or
 2. Single offices in first floors that are interior spaces from which patrons have access through public spaces.
14. **Exterior Window Coverings.** No massage establishment shall be equipped with tinted or one-way glass in any room or office. Any windows or doors into the lobby shall not be covered. The lobby must be clearly visible from the exterior of the business at all times.
15. **Duty to Report.** All employees, managers and agents of a massage establishment are mandated reporters and shall immediately report to the City of St. Charles Police Department without delay any sexual misconduct that is observed or any allegations of sexual misconduct that are reported.

(2018-M-1 : § 1; 2016-M-31 : § 4)